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6 Attorneys for Defendants
ROBIN P. ARKLEY, II, and CHERIE ARKLEY

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA.

OAKLAND DIVISION

11 | BANK OF AMERICA, N.A.,

Plaintiff,

13 | VS.

Case No. 4:10-cv-01373-PJH

14 ROBIN P. ARKLEY, II, a resident and citizen of
15 California, in his individual capacity and in his
capacity as co-trustee of The Robin P. Arkley, II and
16 Cherie Arkley Family Trust dated November 2, 1995
and restated and/or amended November 27, 2003,
January 18, 2007 and September 26, 2007 (the
17 "Family Trust") and co-trustee of The Robin and
Cherie Arkley Revocable Algiers Bancorp Stock
18 Trust date unknown (the "Algiers Trust"), and
CHERIE ARKLEY, a resident and citizen of
19 California, in her capacity as co-trustee of The
Family Trust and her capacity as co-trustee of the
20 Algiers Trust,

**JOINT STIPULATION AND
REQUEST TO AMEND BRIEFING
SCHEDULE AND TO MOVE
HEARING DATE FOR PLAINTIFF'S
APPLICATION FOR WRIT OF
ATTACHMENT, TEMPORARY
PROTECTIVE ORDER, AND RIGHT
TO ATTACH ORDER**

[PROPOSED ORDER]

Complaint Filed: March 31, 2010
Trial Date: None
Judge Phyllis J. Hamilton

21 Defendants.

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1 WHEREAS, Plaintiff Bank of America, N.A. ("Plaintiff") and Defendants Robin P.
 2 Arkley, II and Cherie Arkley (collectively "Defendants"), continue to make progress in their
 3 settlement discussions and expect to begin exchanging a draft settlement agreement this week;

4 WHEREAS, the following briefing schedule and case schedule are presently in effect:

- 5 • Defendants' time to oppose and to submit exemptions to Plaintiff's Application for
 Writ of Attachment, Temporary Protective Order, and Right to Attach Order: June 1, 2010
- 6 • Plaintiff's reply to response to Application for Writ of Attachment, Temporary
 Protective Order, and Right to Attach Order: June 8, 2010;
- 7 • Last day for Defendants to respond to Plaintiffs' complaint: June 24, 2010;
- 8 • Hearing on Plaintiff's Application for Writ of Attachment, Temporary Protective
 Order, and Right to Attach Order: June 30, 2010;
- 9 • Case Management Statement Due: July 22, 2010
- 10 • Case Management Conference: July 29, 2010.

11 NOW THEREFORE, the parties, by and through their undersigned counsel, hereby
 12 stipulate and request that the briefing schedule and case schedule be modified as follows:

- 13 • Defendants' time to oppose and to submit exemptions to Plaintiff's Application for
 Writ of Attachment, Temporary Protective Order, and Right to Attach Order be moved to **July 2,**
 2010;
- 14 • Plaintiff's time to reply to Defendants' response be moved to **July 12, 2010;**
- 15 • Last day for Defendants to respond to Plaintiff's Complaint be moved to **July 23,**
 2010;
- 16 • The hearing on Plaintiff's Application for Writ of Attachment, Temporary
 Protective Order, and Right to Attach Order be moved from June 30, 2010 to **July 28, 2010, at**
 9:00 a.m;

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1 The date for the Case Management Conference on **July 29, 2010** and the deadline for the
2 Case Management statement, currently **July 22, 2010**, remain unchanged.

3 IT IS SO STIPULATED.

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5 DATED: May 26, 2010

REED SMITH LLP

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7 By /s/

8 Mark Tamburri / David A. Kochman
9 Attorneys for Plaintiff
BANK OF AMERICA, N.A.

10 DATED: May 26, 2010

11 QUINN EMANUEL URQUHART &
12 SULLIVAN, LLP

13 By /s/

14 Patrick C. Doolittle
15 Attorneys for Defendants
ROBIN P. ARKLEY, II and CHERIE ARKLEY

16 PURSUANT TO STIPULATION, IT IS SO ORDERED

17 DATED: 6/1/10

